PAGE 62/64

EULIV OCT 25 2011 CHAMBERS OF LEONARD B. SAND

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

RUSSELL J. FOREMAN and DOROTHY H. FOREMAN.

Plaintiffs,

V3.

A.W. CHESTERTON COMPANY, et al.,

Defendants.

Civil Action No. 11-CIV-7465

STIPULATION AND ORDER OF REMAND

USDS SDNY	
DOCUMENT	
ELECTRONICALLY	FILED
DOC #:	
DATE FILED: 11-1	D-11

WHEREAS, Defendant Lockhoed Martin Corporation has removed this action; and

WHEREAS, Defendant Lockheed Martin Corporation has now agreed that this action shall be remanded to the State Court where it was originally filed within the NYCAL proposed April 2012 Trial Cluster, under Index No. 190353/11; and

NOW THEREFORE, it is hereby stipulated and agreed between Plaintiffs and Defendant Lockheed Martin Corporation that this action shall be remanded to the State Court where it was originally filed.

EARLY & STRAUSS, LLC

Attorneys for Plaintiffs

Russell J. Foreman and Dorothy H. Foreman

MARSHALL, DENNEHEY, WARNER,

COLEMAN & GOOGIN

By:

Brian F. Early, Esq.

360 Lexington Avenue, 20th Eloor

New York, NY 10017

Phone: (212) 986-2233

Attorneys for Lockheed Martin Corporation

Arthur D. Bromberg (2930)

425 Eagle Rock Avenue, Suite 302

Roseland, NJ 07068

Phone: (973) 618-4100

SO ORDERED this

Day of October, 2011.

LEONARD B. SAND, U.S.D.J.